

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

May 27, 2025

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

CAROLINE ANGULO, a single person;  
ERIC KELLER, a single person; EBEN  
NESJE, a single person; KIRK SUMMERS, a  
single person; CHRISTINE BASH,  
individually and as a personal representative  
of THE ESTATE OF STEVEN BASH;  
RAYMOND SUMERLIN, JR., and  
MARYANN SUMERLIN, a married couple;  
and MARTIN WHITNEY and SHERRYL  
WHITNEY, a married couple,  
Plaintiffs, individually and on  
behalf of others similarly situated,

v.

PROVIDENCE HEALTH & SERVICES  
WASHINGTON, a non-profit Washington  
Corporation, also d/b/a/ PROVIDENCE ST.  
MARY MEDICAL CENTER; DR. JASON  
A. DREYER, DO, and JANE DOE DREYER,  
husband and wife and the marital community  
thereof; and DR. DANIEL ELSKENS DO

No. 4:25-CV-05029-SAB

**ORDER DENYING  
PLAINTIFFS' MOTION TO  
COMPEL AND DEFENDANT  
PROVIDENCE'S CROSS  
MOTION; DENYING  
DEFENDANT DREYER'S  
MOTION FOR  
PROTECTIVE ORDER**

**ORDER DENYING PLAINTIFFS' MOTION TO COMPEL AND  
DEFENDANT PROVIDENCE'S CROSS MOTION; DENYING ... ~ 1**

1 and JANE DOE ELSKENS, husband and  
2 wife and the marital community thereof.  
3 Defendants.  
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5 Before the Court is Plaintiffs' Motion to Compel Defendant Providence  
6 Health & Services Washington to Produce Discovery, ECF No. 232; Defendant  
7 Providence Health & Services – Washington's Opposition to Plaintiffs' Motion to  
8 Compel and Cross-Motion for Protective Order, ECF No. 241; Plaintiffs' Nunc Pro  
9 Tunc Motion for Leave to Serve Additional Requests for Production, ECF No.  
10 295; and Defendant Jason A. Dreyer, D.O.'s Motion for Protective Order, ECF No.  
11 263.

12 Plaintiffs are represented by William Gilbert, Ashley Richards, Beth  
13 Bollinger, Peter Langrock, and Terrance Reed. Defendant Providence is  
14 represented by Jennifer Oetter, Kenneth Payson, Ross Siler, and Caleah Whitten.  
15 Defendants Dr. Dreyer and Jane Doe Dreyer are represented by Bryce Wilcox,  
16 James McPhee, Jeffrey Galloway, Ryan Beaudoin, and Steven Dixon. Defendant  
17 Dr. Elskens is represented by Ronald Van Wert and Stephen Lamberson. The  
18 motions were considered without oral argument.

19 Having reviewed the motions and the case record, the Court denies  
20 Plaintiffs' Motion to Compel, ECF No. 232; denies Defendant Providence's Cross-  
21 Motion for Protective Order, ECF No. 241; and denies Defendant Dreyer's Motion  
22 for a Protective Order, ECF No. 263. The motions are subject to refile after the  
23 parties meet and confer regarding the discovery disagreements.

24 Accordingly, **IT IS HEREBY ORDERED:**

25 1. Plaintiffs' Motion to Compel Defendant Providence Health &  
26 Services Washington to Produce Discovery, ECF No. 232, is **DENIED with leave**  
27 **to refile** after the parties meet and confer.

28 2. Defendant Providence Health & Services – Washington's Opposition

**ORDER DENYING PLAINTIFFS' MOTION TO COMPEL AND  
DEFENDANT PROVIDENCE'S CROSS MOTION; DENYING . . . ~ 2**

1 to Plaintiffs' Motion to Compel and Cross-Motion for Protective Order, ECF No.  
2 241, is **DENIED with leave to refile** after the parties meet and confer.

3 3. Plaintiffs' Nunc Pro Tunc Motion for Leave to Serve Additional  
4 Requests for Production, ECF No. 295, is **DISMISSED as moot**.

5 4. Defendant Jason A. Dreyer, D.O.'s Motion for Protective Order, ECF  
6 No. 263, is **DENIED with leave to refile** after the parties meet and confer.

7 **IT IS SO ORDERED.** The District Court Executive is hereby directed to  
8 file this Order and provide copies to counsel.

9 **DATED** this 27th day of May 2025.



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A handwritten signature in blue ink, reading "Stanley A. Bastian", is written over a horizontal line.

16 Stanley A. Bastian  
17 Chief United States District Judge  
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